HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition no. 1148 (M/S) 2006

Kumari Laxmi Dixit through
Her natural guardian & father
Sri Ved Prakash Dixit,
Resident of Talla Patli, P.O. Bhujan,
District Almora. – Petitioner.

Versus

1. State of Uttaranchal through Secretary,
   Education Department, Govt. of Uttaranchal, Dehradun,
2. Secretary, Uttaranchal Education & Examination Board,
   Ramnagar, District Nainital. – Respondents.

Sri S.S. Yadav, learned counsel for the petitioner,
Sri Paresh Tripathi, learned Standing Counsel for the State/respondent no. 1,
And Sri V.K. Bisht, learned Sr. Counsel for respondent no. 2.

Hon'ble M.M. Ghildiyal, J.

Heard Sri S.S. Yadav, learned counsel for the petitioner, Sri Paresh Tripathi, learned Standing Counsel for the State/respondent no. 1 and Sri V.K. Bisht, learned Sr. Counsel for respondent no. 2.

This writ petition has been filed for seeking following reliefs:-

i. To issue a writ, order or direction in the nature of mandamus commanding the respondent no. 2 to recheck the answer book of the petitioner of the subject Mathematics I & II papers, Sanskrit, Social Science I & II Papers and English I & II Papers of High School examination 2006 bearing roll no. 0109367.

ii. Issue a writ, order or direction in the nature of mandamus commanding the respondent to call for record of answer sheet of Subject Mathematics I & II, papers Sanskrit, Social Science I & II papers and English I & II papers in High School Examination 2006 pertaining of the roll no. 0109367.

iii. Issue any other suitable writ, order or direction which this Hon'ble Court may deem fit and proper under the circumstances of the case,

iv. Award cost of the petition in favour of the petitioner.

Submission of the learned counsel for the petitioner is that the petitioner appeared in High School Examination in the academic session 2005-2006 from Govt. Inter College, Bhujan, district Almora bearing roll no. 01093367. After declaration of the results of High School Examination 2006, she had applied for scrutiny of the answer sheets pertaining to the subjects of Mathematics I & II, Sanskrit, Social Science I & II and English I & II, in prescribed form and had deposited requisite fee having roll no. 0109367. Till date the result of the scrutiny has not been declared.

During course of arguments, the petitioner has confined her prayer that the respondent no. 2 may be directed to declare the result of the scrutiny at the earliest.

Considering the facts, I deem it fit and proper to direct the respondent no. 2 to declare the result of the petitioner after scrutiny of the aforesaid subjects within the period Prescribed by the Court.

Accordingly, I direct the respondent no. 2 to declare the result of the petitioner after scrutiny of the aforesaid subjects within a period of six weeks from the date of production of a certified copy of this order.

The Stay Application no. 10915/06 stands disposed of.

With this direction, the writ petition is finally disposed of.

(M.M. Ghildiyal, J.)

August 25, 2006:

NCM: